

DIST/OFFICE	DOCKET YR. NUMBER	FILING DATE MO. DAY YEAR	J	N/S	O	R	R 23	DEMAND OTHER	JUDGE NUMBER	JURY DEM.	DOCKET YR. NUMBER
1085/4	75 0210	05 29 75 2		870	1			23	8510	P	75 0210-C

PLAINTIFFS

DEFENDANTS

Tulsa Business College, Inc.
an Oklahoma Corporation

United States of America

CAUSE

28 USC 1346(a) (1) -- Suit for refund of employment taxes paid and abatement of remaining assessed employment tax.

ATTORNEYS

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8-749-1251

*M. Carr Truelson
William Build
J. Shon as Phod*

<input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID			STATISTICAL CARDS	
	DATE	RECEIPT NUMBER	C.D. NUMBER	CARD	DATE MAILED
				JS-5	6-1-75
				JS-6	1-1-76

DATE	NR.	PROCEEDINGS
5-29-75	1.	Complaint filed, summons issued. mm
5-29-75	2.	Plf's Motion for restraining order and preliminary injunction, filed. mm
5-29-75		US Marshal's Service returned and filed. Executed by serving summons on US Attorney General, served the US District Attorney for the Northern District of Oklahoma, at Tulsa, Okla., on 5-29-75. Mailed 2 copies to the Attorney General, Dept of Justice, Washington, D. C. by certified mail #707249. mm
6-2-75	3.	Brief in Support of Plaintiff's Motion for Restraining Order and Preliminary Order and Preliminary Injunction, filed. mm MO: It is ordered by the Court that the Defendant file a responsive brief within 10 days to the Plaintiffs' motion for restraining order and preliminary injunction. (HDC-J) mm cps mld
6-4-75	4.	Motion and order for enlargement of time within which to plead or answer, filed, granting deft. until 7-28-75 to ans. (HDC-J)hm (copies mailed)
6-12-75	5.	Opposition of def. to mo/restraining order and prel. injunction, w/ brief in support and Affidavit of Clyde Bickerstaff attached, filed.rm
6-16-75	MO:	Case set for hearing on pltf's mo/restraining order & preliminary injunction 6-24-75 at 10:00 a.m. (HDC-J)hm
6-24-75		Hearing held on pltf. mo/restraining order & prel. injunction. Parties rep. by counsel of record. Statements made. Ct. recesses at 10:50 a.m for decision. 11:45 a.m. Ct. returns with decision - pltf's. motion denied. Pltf. gives oral notice of appeal. Def. directed to prepare proper order. (HDC-J)rm
7-28-75	6.	<u>Answer</u> and <u>Counterclaim</u> of def., USA, filed. rm
7-31-75	7.	Order, filed & entered, denying pltf's motion for restraining order and preliminary injunction, and assessing costs against the pltf. (HDC-J)g
8-6-75	8.	Deft's Int. to Pltf, filed.jj
8-20-75	9.	Reply to def't's counterclaim, filed. g
9-4-75	10.	Plaintiff's Motion for Extension of Time to Answer Defendant's Interrogatories, of 30 days, filed. mm (O to J)
9-8-75	11.	Order, filed, that Pltf. shall have until 10-6-75 to ans. interrogs. (HDC-J)v
10-6-75	12.	Pltf's Motion for Extension of Time to Answer Def't's Interrogs, filed.lm
10-6-75	13.	Order, filed, granting pltf. until 10-27-75 to answer Interrogs. (HDC-J)g mailed
10-8-75	14.	Pltf's. Interrogatories to Deft., filed.k
10-15-75	MO:	Case set for PT hearing 1-6-76 at 2:45 p.m. (HDC-J)hm
10-28	15.	Mtn. of pltf. for Ext. of Time to Ans. Deft's Int., filed.jj O to J
10-30	16.	Order, filed, granting pltf. until 11-12-75 to answer interrogs.(HDC-J)g
11-12	17	Deft's response to pltf's interrogatories, filed with affidavit. g

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-C-210</u>
TULSA BUSINESS COLLEGE, INC.		UNITED STATES OF AMERICA	PAGE <u>3</u> OF <u>2</u> PAGES
DATE	NR.	PROCEEDINGS	
11-12	18.	Mtn of pltf, for Ext. of time to Ans. Deft's interrogatories, filed. j O to J	
11-14	19.	Order, filed, granting plaintiff until the 26th day of Nov., 1975, to answer Interrogatories. (HDC-J) ph cps mld	
11-26	20.	Pltf's mo/ext. of time to ans. deft's interrog., filed. hm	
11-28	21.	Order, filed, granting pltf. until 12-10-75 to ans. interrog. (HDC-J) hm (copies mailed)	
12-10	22.	Mo. of James L. Edgar and Stephen A. Milligan to withdraw as attys of record, filed. ph o to y	
12-12	MO:	Case set for hearing on failure of pltf. to respond as ordered by the Court to deft's interrog; and on mo/withdraw as attys. of record of James L. Edgar and Stephen A. Milligan, on 12-22-75 at 10:00 a.m. (HDC-J)hm	
12-22	MO:	Hearing held on failure of pltf. to respond to def. interrog. and motion of Edgar and Milligan to withdraw as attys for pltf. Mr. Milligan present for pltf.; def. rep. by John Truelson. Pltf. counsel announces they are willing to dismiss their basic action, pursuant to agreement with new owners of pltf. corp. Def. agrees to dismissal of basic action but not settlement of counterclaim of def. Parties directed to get together re possible settlement of counterclaim. (4 p.m.) Parties appear before Ct. in chambers by their counsel. Ct. enters judg. in behalf of def. on its counterclaim and pltf.'s complaint dismissed with prejudice, all as per journal entry of judgment to be entered. (HDC-J)(T. Bloxom-CR)rm	
12-22	23.	Judgment, filed and entered, that pltf. complaint is dismissed with prejudice; further that pltf. is indebted to def. on its counterclaim in amt. of \$21,328.84, w/int. thereon from 9/9/74, and that parties are to bear their own costs.(HDC-J)rm - copies md	
4-27-78	24.	Motion of the US to correct judgment, filed. ph (O to J)	
5-2-78	25.	Corrected Judgment, filed and entered, that Court's judgment of 12-22-75 is modified to grant judgment to the USA in amt of \$16,381.16, plus int from 9-9-74. (HDC-J)ph cps mld	

PLAINTIFF	DEFENDANT	DOCKET NO. _____ PAGE ____ OF ____ PAGES
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PROCEEDINGS